

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

LORENZO EDWARD ERVIN, JR.)
)
 Plaintiff,)
)
v.) No. 3:07-0832
) JUDGE ECHOLS
NASHVILLE PEACE AND JUSTICE)
CENTER and BOARD OF DIRECTORS,)
NASHVILLE PEACE AND JUSTICE)
CENTER,)
)
 Defendants.)

ORDER

Pending before the Court are the Report and Recommendation ("R&R") entered by the United States Magistrate Judge on September 2, 2008 (Docket Entry No. 95), Defendants' Motions to Dismiss Or, In The Alternative, For Summary Judgment (Docket Entry Nos. 23 & 25), and Plaintiff's Motion for Judgment on the Pleadings Or For A Summary Judgment (Docket Entry No. 62).

The Magistrate Judge recommends granting the Defendants' motions as to all claims in the action except for Plaintiff's claims brought under 42 U.S.C. § 1981 and for state-law breach of contract. The Magistrate Judge also recommends denying Plaintiff's motion.

The Plaintiff did not file any objections to the R&R, even though he received notice from the Court that he had ten (10) days after service of the R&R within which to file any objections.

In reviewing an R&R, the Court may accept, reject, or modify, in whole or in part, the findings or recommendations made by the Magistrate Judge. 28 U.S.C. § 636(b)(1); Fed.R.Civ.P. 72(b). Having carefully reviewed the entire record in the case, the Court finds that no material error of fact or law appears in the R&R. Accordingly,

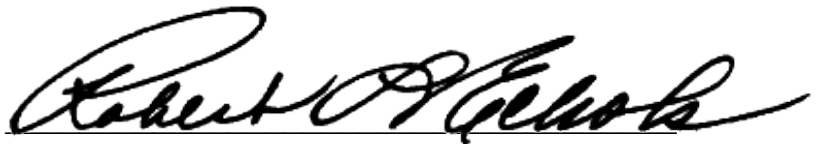
(1) the R&R of the Magistrate Judge (Docket Entry No. 95) is hereby ACCEPTED.

(2) Defendants' Motions To Dismiss Or In The Alternative For Summary Judgment (Docket Entry No. 23 & 25) are hereby GRANTED IN PART and DENIED IN PART. All of Plaintiffs' claims except those brought under 42 U.S.C. § 1981 and for state-law breach of contract are hereby DISMISSED WITH PREJUDICE.

(3) Plaintiff's Motion For Judgment on the Pleadings Or For A Summary Judgment (Docket Entry No. 62) is hereby DENIED.

(4) The case is hereby returned to the Magistrate Judge for further case management proceedings.

It is so ORDERED.

A handwritten signature in black ink, appearing to read "Robert L. Echols", written in a cursive style.

ROBERT L. ECHOLS
UNITED STATES DISTRICT JUDGE